

**IN THE UNITED STATES DISTRICT COURT  
FOR THE WESTERN DISTRICT OF VIRGINIA**

<p>TANNER HIRSCHFELD, <i>et al.</i>,</p> <p style="text-align:center"><i>Plaintiffs,</i></p> <p style="text-align:center">v.</p> <p>THE BUREAU OF ALCOHOL, TOBACCO, FIREARMS, AND EXPLOSIVES, <i>et al.</i>,</p> <p style="text-align:center"><i>Defendants.</i></p>	<p>Civil Action No. 3:18-CV-00103</p>
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**DEFENDANTS' MOTION TO DISMISS THE COMPLAINT**

Defendants, the Bureau of Alcohol, Tobacco, Firearms, and Explosives (“ATF”); Thomas E. Brandon, in his official capacity as the Deputy and Acting Director of ATF; and William P. Barr, in his official capacity as Attorney General of the United States (collectively, the “Defendants”), hereby move to dismiss the Complaint filed in this matter pursuant to Rule 12 of the Federal Rules of Civil Procedure. In support of this motion, Defendants contemporaneously submit a memorandum in support of the motion.

Dated: April 10, 2019

Respectfully submitted,

JOSEPH H. HUNT  
Assistant Attorney General

JOHN TYLER  
Assistant Director

/s/ Daniel D. Mauler  
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### **CERTIFICATE OF SERVICE**

The undersigned counsel certifies that on April 10, 2019, a true and accurate copy of the foregoing was electronically filed with the CM / ECF system, which will send a Notice of Electronic Filing to all counsel of record in this matter.

/s/ Daniel D. Mauler

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